THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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WRIT PETITION No: 26954 of 2005

Dt.20-12-2005

Between:

Mohd. Abdul Mujeeb, S/o Mohd. Abdul Azeem,
aged 25 years, Occ: Student,
r/o Mehdipatnam, Hyderabad.

...PETITIONER

AND

1. Jawaharlal Nehru Technological University,
rep. by its Registrar, Kukatpally,
Hyderabad and 2 others.

...RESPONDENTS

ORDER: -

The petitioner is a student of engineering, who completed his fourth year of study in the third respondent college. Through his order dated
20-07-2005, the second respondent herein, the Director of Evaluation of Jawaharlal Nehru Technological University, cancelled the result of the petitioner in the examination conducted for the first semester of fourth year B. Tech (supplementary) held on 02-05-2005, and also debarred him from appearing in the examinations for two semesters. The petitioner challenges the same. His contention is that the respondents did not issue any notice to him.

2. Heard learned Counsel for the petitioner and learned Standing Counsel for the

respondents.

3. It is settled, through catena of judgments of the Supreme Court, as well as the decisions of this Court, that before the result of a student in an examination is cancelled, the University or the institutions, as the case may be, must issue a show cause notice to the student concerned. It was treated as a requirement under the principles of natural justice. It is not necessary to refer the said decisions. In the instant case, neither the record discloses nor it is pleaded by the respondents that the petitioner was issued any notice before his result was cancelled. On this short ground, the impugned order relating to the petitioner, is set aside. It is, however, open to the respondents to proceed against the petitioner in accordance with law, if they so choose.

4. The writ petition is accordingly allowed.

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JUSTICE L. NARASIMHA REDDY

Dt.20-12-2005

Note: Issue CC in two days.

B/o

GLV